

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
ARIFKHAN PATHAN,  
  
Defendant.

Case No. CR21-010-RSL

ORDER GRANTING  
UNOPPOSED MOTION TO  
CONTINUE TRIAL AND  
PRETRIAL MOTIONS DUE  
DATE

This matter comes before the Court on defendant's "Third Unopposed Motion to Continue Trial and Pretrial Motions Deadline" (Dkt. # 27). Having considered the facts set forth in the motion, and defendant's knowing and voluntary waiver (Dkt. # 28), the Court finds as follows:

1. The Court adopts the facts set forth in the unopposed motion: in particular, that the government recently produced the contents of defendant's cell phone to the defense, and defense counsel requires additional time to investigate and counsel defendant on how to proceed, particularly given that this new discovery uncovered investigable information in India and introduced a strong likelihood of multiple witnesses travelling from India to Seattle for trial. The Court accordingly finds that a failure to grant a continuance would deny counsel, and any potential future counsel, the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(iv).

2. The Court finds that a failure to grant a continuance would likely result in a miscarriage of justice, as set forth in 18 U.S.C. § 3161(h)(7)(B)(i).

ORDER GRANTING UNOPPOSED  
MOTION TO CONTINUE TRIAL - 1

